

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

AMERICAN SMALL BUSINESS LEAGUE,

No. C 04-4250 SI

Plaintiff,

v.

**ORDER TERMINATING ACTION AND  
SETTING DEADLINE FOR POST-  
DECISION MOTIONS**

UNITED STATES SMALL BUSINESS  
ADMINISTRATION,

Defendant.

By order dated April 29, 2005, this Court granted plaintiff's motion to compel production of Eagle's November 14, 2003 report, denied defendant's motion for summary judgment and ordered defendant SBA to produce the November 14, 2003 report pursuant to 5 U.S.C. § 552(a)(3). The production required by the April 29, 2005 order was stayed until June 20, 2005, in order to give defendant the opportunity to seek a stay from the appellate court pending its appeal to the United States Court of Appeals for the Ninth Circuit.

Defendant has now filed a Notice of Compliance with Court Order, stating that it has posted the November 14, 2003 report on its website, has confirmed that plaintiff received a copy of the report, and intends to withdraw its notice of appeal in this case.

It appears to the Court that this matter is resolved and can now be terminated, subject only to any post-decision motions by either party. Accordingly, this action is DISMISSED. Post-decision motions for fees or otherwise shall be filed no later than July 8, 2005.

**IT IS SO ORDERED.**

Dated: May 18, 2005

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SUSAN  
ILLSTON  
United States District Judge